

R e m a r k s

After careful consideration of the outstanding Office Action, this application is resubmitted for favorable action on the merits absent amendment.

The Examiner required restriction "under 35 U.S.C. 121," and pursuant thereto the undersigned elects on behalf of Applicant "Claims 1-41, 56 and 57, drawn to an adjustable bed base, classified in class 5, subclass 412." (Group I.)

The election is made without traverse.

The Examiner also required Applicant "under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable." Pursuant to the latter requirement, also without traverse, the undersigned elects on behalf of Applicant SPECIES 1 (Figures 1-8).

The Examiner also indicated that "claims 1-41, 56 and 57 are generic," and in accordance with the two elections made herein, favorable consideration of the latter group of claims is respectfully requested.

Very truly yours,

DILLER, RAMIK & WIGHT

By:


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